

Russell Brown

Books

Pure Economic Loss in Canadian Negligence Law (Toronto: LexisNexis 2011).

Law Journal Articles

"Known Unknowns in Cause-in-Fact" (2011) 93 *The Advocates' Quarterly* 37-66.

"The Possibility of 'Inference Causation': Inferring Cause-in-Fact and the Nature of Legal Certainty" (2010) 55 *McGill Law Journal* 1-45.

"Legal Incoherence and the Extra-Constitutional Law of Regulatory Takings: The Canadian Experience" (2009) 1 *Journal of Law in the Built Environment* 179-93.*

* Winner of Outstanding Paper Award, Literati Network Awards for Excellence 2010.

(With Ubaka Ogbogu) "Against Doctors' Orders: Informed Refusal, Demands for Care, and the Limits of Personal Autonomy in the Health Care Setting" (2008) 15 *Health Law Journal* 515-33.

(With Shannon Brochu) "Once More Unto the Breach: *James v. British Columbia* and Problems with the Duty of Care in Canadian Tort Law" (2008) 45 *Alberta Law Review* 1071-88.

"Material Contribution's Expanding Hegemony: Factual Causation after *Resurfice Corp. v. Hanke*" (2008), 45 *Canadian Business Law Journal* 432-58.

(With Timothy Caulfield and Eric Meslin) "Challenging a Well-Established Consent Norm?: One Time Consent for Biobank Research" (2007) 4 *Journal of International Biotechnology Law* 69-74.

"The Constructive Taking at the Supreme Court of Canada: Once More, Without Feeling" (2007) 40 *University of British Columbia Law Review* 315-42.

"Assumption of Responsibility and Loss of Bargain in Tort Law" (2007) 29 *Dalhousie Law Journal* 345-73.

"Rethinking Privacy: Exclusivity, Private Relation and Tort Law" (2006) 43 *Alberta Law Review* 589-614.

"Justifying the Impossibility of Recoverable Relational Economic Loss" (2006) 5 *Oxford University Commonwealth Law Journal* 155-78.

"Trends in Anglo-American Tort Law and the Case of Auditors' Liability" (2005) 38 *Hosei Riron (Niigata University Journal of Law & Politics)* 103-37.

(With Moin Yahya) "*Serhan v. Serhan*: A Case Comment," (2005) 43 *Alberta Law Review* 469-76.

(with Moin Yahya) "Respecting Civil Juries" (2005) 30 *The Advocates' Quarterly* 110-36.

"Still Crazy after all these Years: *Anns*, *Cooper v. Hobart* and Pure Economic Loss" (2003) 36 *University of British Columbia Law Review* 159-91.

Chapters in Edited Collections

Russell Brown, "Possibilities and Pitfalls of Comparative Analysis of Property Rights Protections, and the Canadian Regime of Legal Protection against Takings", Forthcoming in Susy Frankel, ed., *Learning from the Past, Adapting for the Future: Regulatory Reform in New Zealand* (LexisNexis New Zealand, 2011).

Russell Brown, "Inferring Cause-in-Fact and the Search for Legal 'Truth'", in Richard Goldberg, ed., *Perspectives on Causation*, Hart Publishing, 2011) 93-109.

"'Takings': Government Liability to Compensate for Forcibly Acquired Property," in Horsman, Morley et al., eds, *Government Liability: Law and Practice* (Aurora, ON: Canada Law Book, 2007), 4-1 to 4-63.

"Judgments of Solomon: Law, Doctrine and the Cridge Controversy" in H Foster and J McLaren, eds, *Essays in the History of Canadian Law*, Vol. VI (Toronto: University of Toronto Press, 1995) 313-51

Book Reviews

Review of Gregory Pun & Margaret Hall, *The Law of Nuisance in Canada* (Forthcoming, 2012, *Alberta Law Review*).

Review of Neil Davison, *Non-Lethal Weapons* (in *Times Higher Education*, Nov. 2009 – available online at <http://www.timeshighereducation.co.uk/story.asp?sectioncode=26&storycode=409081&c=1>)

Review of Allan Beever, *Rediscovering the Law of Negligence* (Forthcoming, 46 *Alberta Law Review*)

"Rights-Based Tort Theory Acquires New Ambition: A Review of Robert Stevens, *Torts and Rights*, (2008) 47 *Canadian Business Law Journal*) 113-29.

Review of David Dyzenhaus and Mayo Moran, *Calling Power to Account: Law, Reparations and the Chinese Head Tax Case* (2007) 76 *University of Toronto Quarterly* 479-80.

Review of Alan Calnan, *A Revisionist History of Tort Law: From Holmesian Realism to Neoclassical Rationalism* in (2006) 43 *Alberta Law Review* 1069-73.

Other Publications

(with Moin Yahya) "In Defence of Civil Juries," (2005) 106 *The Verdict* 23-27

"Minefields and Garden Paths: The Liability of Financial Planners" (2001) 31:5 *Forum* 18-20 and 31:6 *Forum* 37-54

(with Dean Lawton) "When those Bullies Go Berserk" (2000) 64:7 *Without Prejudice* 14-33

Opinion Editorials/Columns

(with Moin Yahya) "Out from the Shadows", *The National Post* (21 Nov 2006)

"Anti-Semitism a Line in the Sand Often Being Crossed in Europe", *Edmonton Journal* (28 Aug 2006)

"Do Civil Reforms mean Universal Access or a Two-Tiered System?" *The Lawyers Weekly* (26 May 2006)

(with Moin Yahya) "Civil Juries, Civil Justice: A Reply," *The Lawyers Weekly* (27 May 2005)

(with Moin Yahya) "A Key Civil Right is Subverted by Stealth," *Vancouver Sun* (21 April 2005)

"Anti-Semitism and the Question of Israel," *Victoria Times-Colonist* (22 July 2003)